

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT:** Mohamadzadeh *et al.*

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**ART UNIT:**

**FILED:** October 11, 2005

**EXAMINER:**

**SERIAL NO.:** 10/552,153

**FOR:** Dendritic Cell Binding Proteins  
and Uses Thereof

**DOCKET:**  
D6486

**Mail Stop PCT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ATTN:** Office of PCT Legal Administration

**PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT  
UNDER 37 C.F.R. 1.181(a)**

Dear Sir:

A Notification of Abandonment, mailed June 15, 2009, for the above-referenced application was received by Applicants for failing to respond to the Notification of Defective Response, mailed May 13, 2009. Applicants hereby petition that the holding of abandonment be withdrawn and respectfully request that the above-referenced patent application proceed to examination.

1) The Notification of Abandonment was mailed on June 15, 2009. The application could not have gone abandoned yet because the June 13, 2009 deadline fell on a Saturday, therefore a submission received on June 15, 2009 was timely received.

2) Applicants submitted the Response on June 11, 2009 and it was timely received in the PCT Branch of the U.S. Patent Office on June 15, 2009 as indicated on a copy of the date-stamped return postcard enclosed herewith.

3) Applicants enclose true copies of the Response to Notification of Defective Response, the Sequence Listing, the Sequence Compliance Statement, the labeled diskette submitted with the response, the Formalities Letter, another diskette

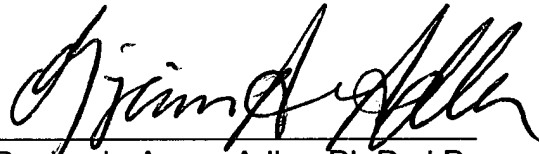
containing the Sequence Listing submitted with the Response on June 11, 2009 and the date-stamped return postcard indicating receipt of the same. Applicants state that the contents of the diskette submitted June 11, 2009 and the contents of the diskette enclosed herewith are identical and contain no new matter.

Applicants believe that this Petition to Withdraw Holding of Abandonment is complete. Applicants believe no fees are due, however, if this is in error please debit Deposit Account 07-1185 on which the undersigned is allowed to draw. If any questions remain, Applicants request that the Examiner contact Applicants' counsel, named below, at (713) 270-5391 for quick resolution.

Respectfully submitted,

Date: 2/13/2009

Adler & Associates  
8011 Candle Lane  
Houston, TX 77071  
Tel.: (713) 270-5391  
Fax: (713) 270-5361  
Ben@adlerandassociates.com



Benjamin Aaron Adler, Ph.D, J.D.  
Registration No. 35,423  
Counsel for Applicant



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
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10/552,153

Mansour MOHAMADZADEH

D6486

Benjamin Aaron Adler  
ADLER & ASSOCIATES  
8011 Candle Lane  
Houston, TX 77071

INTERNATIONAL APPLICATION NO.

PCT/US04/10832

I.A. FILING DATE	PRIORITY DATE
04/08/2004	04/09/2003

**CONFIRMATION NO. 4567**

**371**

**ABANDONMENT/TERMINATION  
LETTER**



\*OC000000036469960\*

Date Mailed: 06/15/2009

## NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 05/13/2009 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

SHAKEEL AHMED

Telephone: (703) 756-1423

OF THE PATENT OFFICE, PLACED HEREON, ACKNOWLEDGES RECEIPT OF:  
Applicant: Mohammadzadeh et al. Attorney: Benjamin Aaron Adler  
Serial No: 10/552,153 Docket No.: D64860 Date: 06-11-09  
Patent No: \_\_\_\_\_

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|---|---|
| <input type="checkbox"/> Provisional Patent Application w/cover sheet   | <input type="checkbox"/> Petition for Extension of Time ____ month(s)           |
| <input checked="" type="checkbox"/> Sequence Listing w/ Compliance Letter + CRF (11pg)                        | <input type="checkbox"/> Preliminary Amendment                                  |
| <input type="checkbox"/> Application for Patent including   | <input type="checkbox"/> Response to Notice to File Missing Parts               |
| __ pgs spec __ total claims __ pgs claims __ pg Abst  | <input checked="" type="checkbox"/> Copy of Formalities Letter                  |
| <input type="checkbox"/> PCT <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation or CIP | <input type="checkbox"/> Response to Office Action <input type="checkbox"/> RAF |
| <input type="checkbox"/> Request for Continued Examination  | <input type="checkbox"/> Response to Restriction Requirement                    |
| <input type="checkbox"/> Petition to Revive App. <input type="checkbox"/> Petition to w/d Abd                 | <input type="checkbox"/> Issue Fee Transmittal                                  |
| <input type="checkbox"/> Drawings: ____ sheets  | <input type="checkbox"/> Amendment after allowance                              |
| <input type="checkbox"/> Form PTO-2038 for \$ _____   | <input type="checkbox"/> Information Disclosure Statement                       |
| <input type="checkbox"/> Certificate of Mailing 1.10  | <input type="checkbox"/> PTO form 1449  |
| Express No.: <u>EM</u>  | <input type="checkbox"/> Notice of Appeal                                       |
| <input checked="" type="checkbox"/> Certificate of Mailing 1.8  | <input type="checkbox"/> Appeal Brief & Transmittal Letter                      |
| <input type="checkbox"/> Transmittal letter <input type="checkbox"/> Drawing Transmittal letter               | <input type="checkbox"/> Submission Maintenance Fee Year ____                   |
| <input type="checkbox"/> Affidavit or <input type="checkbox"/> Declaration <input type="checkbox"/> Oath      | <input type="checkbox"/> PCT Request  |
| <input type="checkbox"/> Combined Declaration and Power of Attorney   | <input type="checkbox"/> PCT Transmittal  |
| <input type="checkbox"/> Assignment <input type="checkbox"/> Assignment Rec. Cover Sheet                      | <input checked="" type="checkbox"/> Power of Attorney by applicant              |
| <input checked="" type="checkbox"/> Postcard  | <input checked="" type="checkbox"/> Other: <u>Res. to Notification of</u>       |

Defective Response

**IAP03Rec'd PCT 15 JUN 2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Mohamadzadeh *et al.*

FILED: April 8, 2004

SERIAL NO.: 10/552,153

FOR: Dendritic Cell Binding Proteins and  
Uses Thereof

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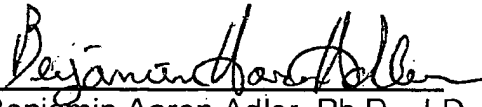
**COMPLIANCE OF REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING  
NUCLEOTIDE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Dear Sir:

Applicant hereby provides a computer readable form of the Sequence Listing on the enclosed diskette and a paper copy thereof for the above-referenced application. The disk is IBM formatted and was made using Windows XP. The file is stored as D6486SEQ in text format. I hereby state that the content of the paper copy of the Sequence Listing enclosed herewith as part of the above-referenced application, and replacing the last filed Sequence Listing, and the enclosed computer readable copy of the Sequence Listing are the same and that no new matter has been introduced.

Respectfully submitted,

Date: June 11, 2009  
ADLER & ASSOCIATES  
8011 Candle Lane  
Houston, Texas 77071  
(713) 270-5391  
badler1@houston.rr.com

  
Benjamin Aaron Adler, Ph.D., J.D.  
Counsel for Applicant  
Registration No. 35,423

## AMENDMENT TO THE SPECIFICATION

Please replace the last filed Sequence Listing with the Sequence Listing enclosed herewith.

## REMARKS

### Sequence Listing

As requested in the Notification of Defective Response, mailed May 13, 2009, enclose a Sequence Listing, a Sequence Compliance Statement, a CRF of the Sequence Listing, and a copy of the 371 Formalities Letter. The errors in the Sequence Listing identified in the marked-up Raw Sequence Listing are corrected. Applicants state that the contents of the CRF is identical to the Sequence Listing enclosed herewith and contains no new matter.

### Amendment to the specification

The specification is amended to replace the originally filed Sequence Listing with the Sequence Listing enclosed herewith. No new matter is contained in this amendment. No application size fee is due as eleven (11) pages of Sequence Listing enclosed herewith replace eleven (11) pages of originally filed Sequence Listing

This is intended to be a complete response to the Notification of Defective Response, mailed, May 13, 2009. Applicants believe no fees are due, however, should Applicants err, please debit any applicable fees from Deposit Account No. 07-1185 upon which the undersigned attorney is allowed to draw.

Respectfully submitted,

Date: June 11, 2009  
ADLER & ASSOCIATES  
8011 Candle Lane  
Houston, Texas 77071  
Tel.: (713) 270-5391  
Fax: (713) 270-5361  
Ben@adlerandassociates.com

Benjamin Aaron Adler  
Benjamin Aaron Adler, Ph.D., J.D.  
Registration No. 35,423  
Counsel for Applicant

## OF THE PATENT OFFICE, PLACED HEREON, ACKNOWLEDGES RECEIPT OF:

Applicant: Mohammadzadeh et al. Attorney: Benjamin Aaron Adler  
 Serial No: 10/552,153 Docket No.: 064860 Date: 06-11-09  
 Patent No: \_\_\_\_\_

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|---|---|
| <input type="checkbox"/> Provisional Patent Application w/coversheet  | <input type="checkbox"/> Petition for Extension of Time ____ month(s)           |
| <input checked="" type="checkbox"/> Sequence Listing w/ Compliance Letter + CRF (11pgs)                       | <input type="checkbox"/> Preliminary Amendment                                  |
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| <input checked="" type="checkbox"/> Postcard  | <input checked="" type="checkbox"/> Other: <u>Res. to Notification of</u>       |

Defective Response

